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Commissioner for Patents
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In re Patent No. 6,338,210
Issue Date: January 15, 2002
Application No. 09/377,929
Filed: August 20, 1999
Title: Removal of Accumulated Material

REQUEST FOR RECONSIDERATION UNDER 37 CFR 1.377

This is in response to the decision mailed Sep 30, 2010 on the "PETITION TO ACCEPT PREVIOUS PAYMENT OF MAINTENANCE FEE", filed July 12, 2010, which is properly treated as a petition under 37 CFR 1.377.

The petition was DISMISSED, but Patentee has been given TWO (2) MONTHS to file a request for reconsideration under 37 CFR 1.377. This request for reconsideration is accompanied by the \$70 balance for the fee and this cover letter entitled titled "Request for Reconsideration Under 37 CFR 1.377.

The above-identified patent issued on January 15, 2002. Therefore, the window for paying the second maintenance fee extended from January 15, 2009 to July 15, 2009 without surcharge, and from July 16, 2009 to January 15, 2010, with surcharge.

Patentee sent with his prior Petition the following:

1. Envelope showing mailing on October 8, 2009 by Certified Mail No 7009 1410 0801 8571 56478
2. Check of Peter Mele No 4061 for \$1,305 for payment of 7.5 yr. maint fee for Pat. 6338210
3. Maint Fee Transmittal Form used to send payment

12/14/2010 DALLIN 00000009 6338210
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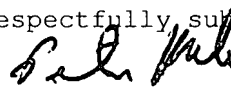
70.00 OP

The items were originally sent to an address that the USPTO had indicated was to be used for payment of maintenance fees.

Petitioner believes that the above constitute proof that he timely filed the maintenance fee and surcharge in full, to a **correct address**, prior to the expiration date of the patent.

Receipt of the \$1,240 maintenance fee and \$65 surcharge, submitted with the instant petition, is acknowledged. Petitioner believes that a grantable petition has been under 37 CFR 1.377 or 37 CFR 1.378(b) or 1.378(c), and he requests reinstatement of the patent.

Respectfully submitted,



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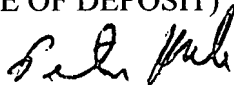
This correspondence is addressed as follows:

By mail: Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop: Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Nov. 30, 2010 Peter Mele
(DATE OF DEPOSIT).....(NAME OF APPLICANT)



SIGNATURE

11-30-10
DATE